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2829

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Munetsugu Ueyama Examiner: Iswar Patel
Serial No.: 09/869,376 Group Art Unit: 2827
Filed: 06/28/2001 Docket: 017700-0148
Title: OXIDE HIGH-TEMPERATURE SUPERCONDUCTING WIRE AND METHOD OF
PRODUCING THE SAME

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, priority mail (EL857559947), with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA . 22313 on October 23, 2003.

By: _____

Richard Ruggiero
Richard Ruggiero

Commissioner for Patents
Alexandria, VA 22313

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet with Certificate of Mailing thereon (in duplicate)
- ☒ Information Disclosure Statement Transmittal (in duplicate)
- ☒ Form PTO/SB/08
- ☒ Cited References (1)
- ☒ Return postcard
- ☒ Copy of Office Action from Australian Patent Office

Please charge any fees associated with this transmittal to Deposit Account No 50-0872. **A duplicate of this sheet is enclosed.**

Date: October 23, 2003
FOLEY & LARDNER
2029 Century Park East 35th Floor
Los Angeles, CA 90067-3021
1-310-277-2223 Office
1-310-557-8475 Fax

By: _____

David A. Blumenthal
Name: David A. Blumenthal
Reg. No.: 26,257
DAB/rsr



Atty. Dkt. No. 017700-0148

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Munetsugu Ueyama
Title: OXIDE HIGH-TEMPERATURE SUPERCONDUCTING WIRE AND METHOD OF PRODUCING THE SAME
Appl. No.: 09/869,376
Filing Date: 06/28/2001
Examiner: Iswar Patel
Art Unit: 2827

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith on a modified Form SB08 is a listing of document(s) known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 C.F.R. § 1.56. A copy of the listed document(s) is being submitted to comply with the provisions of 37 C.F.R. §§ 1.97-1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 C.F.R. § 1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The instant Information Disclosure Statement is being filed after the mailing date of the first action but before the mailing date of either a final action or notice of allowance under the provisions of 37 C.F.R. § 1.97(c), and is accompanied by a statement specified in 37 C.F.R. § 1.97(e).



Atty. Dkt. No. 017700-0148

STATEMENT UNDER 37 C.F.R. § 1.97(e)

The undersigned hereby states in accordance with 37 C.F.R. § 1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

RELEVANCE OF EACH DOCUMENT

The documents listed on the attached Form SB08 were cited as being relevant in an Office Action from a corresponding Australian patent application. A copy of the Australian Office Action is being provided. The enclosed reference EP 0964458 corresponds to JP 11-312420, which has already been cited by the applicant and filed with the U.S. Patent and Trademark Office on June 28, 2001.

It is believed that the instant information disclosure statement is being filed prior to the mailing date of an Office Action. However, if this information disclosure statement is filed after the mailing date of the first Office Action, then applicant(s) hereby request(s) and authorize(s) the PTO to charge the petition fee under 37 CFR 1.17(p) to Deposit Account No. 50-0872.

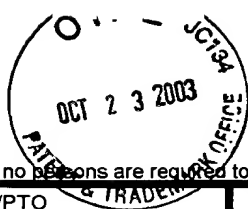
Applicants respectfully requests that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form SB08 be returned in accordance with M.P.E.P. § 609.

Respectfully submitted,

Date: October 23, 2003
FOLEY & LARDNER
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By 

David A. Blumenthal
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Registration No. 26,257



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Complete if Known

Application Number	09/869,376
Filing Date	June 28, 2001
First Named Inventor	Munetsugu Ueyama
Group Art Unit	2827
Examiner Name	Ishwar Patel

(use as many sheets as necessary)

Sheet	1	of	1	Attorney Docket Number	017700-0148
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Examiner Signature		Date Considered	
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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